IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States

Magistrate Judge Caroline M. Craven. The Magistrate Judge presented for consideration the

Magistrate Judge's Report, containing proposed findings of fact and recommendations for

disposition of this case. No objections were filed.

This Court finds that the Magistrate Judge's findings and conclusions are correct, and adopts them as the Court's findings and conclusions. The Court therefore

ORDERS, ADJUDGES, and DECREES that the motion to proceed *in forma pauperis* (dkt. #2) is denied as moot and this action is **DISMISSED WITH PREJUDICE**; and **ORDERS** that all motions not previously ruled on are denied.

So ORDERED and SIGNED this 27th day of June, 2005.

LEONARD DAVIS
UNITED STATES DISTRICT JUDGE